

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Hyun-Jei Chung et al.

Application No. 10/791,269

Group Art Unit: 1795

Confirmation No. 8941

Filed: March 3, 2004

Examiner: Robert W. Hodge

For: POUCH-TYPE LITHIUM, SECONDARY BATTERY AND FABRICATION METHOD
THEREOF

TERMINAL DISCLAIMER (37 C.F.R. 1.321(C))

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

**INTEREST AND TITLE OF PERSON MAKING THIS
TERMINAL DISCLAIMER**

Petitioner, Matthew T. Gill, represents that I am an attorney of record of the Assignee identified below owning the entire interest in the above-identified application and am authorized to sign on behalf of the Assignee.

IDENTITY OF ASSIGNEE

The Assignee is Samsung SDI, Co., Ltd., a corporation organized and existing under the laws of the Republic of Korea, having an office and principal place of business at Suwon-si, Korea.

RECORDAL OF ASSIGNMENT IN USPTO

The Assignment of the above-identified application was recorded in the U.S. Patent and Trademark Office on Reel 015577, Frame 0904.

COMMON OWNERSHIP OF U.S. PATENT APPLICATIONS NOS. 11/265,131 AND 11/280,463

Pursuant to Rule 3.73(b), the Assignee is the current owner of the subject application pursuant to the Assignment identified below. Assignee further confirms that it remains the owner of U.S. Patent Applications Nos. 11/265,131 and 11/280,463.

CERTIFICATION OF TITLE

The evidentiary documents have been reviewed and the undersigned certifies that, to the best of said Assignee's knowledge and belief, title of the above-identified application and U.S. Patent Applications Nos. 11/265,131 and 11/280,463 are in the said Assignee.

TERMINAL DISCLAIMER

Assignee hereby disclaims the terminal part of the statutory term of any patent, granted on the above-identified application, which would extend beyond the expiration date of any patents granted on U.S. Patent Applications Nos. 11/265,131 and 11/280,463, and hereby agrees that any patents so granted on the above-identified applications shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to any patent granted on U.S. Patent Application Nos. 11/265,131 and 11/280,463. This agreement runs with any patent granted on the above-identified application and is to be binding upon the grantee, its successors, or assignees.

Assignee does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration dates of the full statutory term of any patents granted for U.S. Patent Applications Nos. 11/265,131 and 11/280,463, in the event that any patent granted on U.S. Patent Applications Nos. 11/265,131 and 11/280,463 later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321(a), has all claims cancelled by a reexamination certificate, is reissued, or is otherwise terminated prior to the expiration of its statutory term, as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The undersigned hereby declares that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FEE

The requisite disclaimer fee under 37 C.F.R. §1.20(d) of \$140.00 is attached hereto.

Respectfully submitted,

STEIN MCEWEN, LLP

By: 

Matthew T. Gill
Registration No. 48,490

Date: 5/12/2009